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Attorney for:
JONATHAN PARRA

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WASHINGTON
(Honorable Salvador Mendoza, Jr.)

UNITED STATE OF AMERICA,)	NO. 1:19-CR-6069-SMJ-6
)	
Plaintiff,)	
)	DEFENDANT'S SENTENCING
vs.)	MEMORANDUM
)	
JONATHAN PARRA,)	
)	
Defendant.)	

TO: WILLIAM HYSLOP, United States Attorney
AND TO: BENJAMIN SEAL, Assistant United States Attorney
AND TO: JENNIFER DYKSTRA, United States Probation Officer

Jonathan Parra, by and through his attorney of record, Ken Therrien hereby submits this sentencing memorandum in preparation for his sentencing hearing scheduled for September 23, 2021 at 10:15 a.m. in Richland, Washington. At the time of his sentencing, Mr. Parra will request that he be allowed to serve the sentence imposed by this Court at the Federal Correctional Facility located in Sheridan,

Oregon. Mr. Parra respectfully request leave to supplement this sentencing memorandum with additional information as it becomes available to him.

I. Base Offense Level & Enhancements

Jonathan Parra asserts that the Base Offense Level computation has been correctly calculated at 36. Mr. Parra agrees that a two-level increase pursuant to USSG §2D1.1(b)(2) is correct and with a three-level reduction for acceptance of responsibility making his total offense level is 35. Mr. Parra agrees that his criminal history score is “4” which places him in Criminal History Category III Based on these calculations Jonathan Parra confirms the following guideline calculation:

Count 1: 210-262 months

Defense guideline calculation.

1. Base Offense Level	36
2. Specific Offense Characteristics	+ 2
3. Adjusted Offense Level	38
4. Acceptance of Responsibility	
(U.S.S.G. § 3E1.1(a))	-2
(U.S.S.G. § 3E1.1(b))	-1
5. Total Offense Level	35
6. Advisory Guideline Range	210-262 months

Clarification

Paragraph 16 page 24 PSIR: Mr. Parra did not decline the PSIR interview.

Scheduling issues prevented Mr. Parra from participating in the PSIR interview. In

1 fact on October 5, 2021 Mr. Parra spoke with USPO Dykstra via video conference
2 from the Benton County Jail in preparation or sentencing hearing scheduled for
3 November 18, 2021.

4 5 **I. Departures**

6 Jonathan Parra has plead guilty to the criminal behavior identified in his Plea
7 Agreement pursuant to Rule 11(c)1(C) with an agreement that Mr. Parra can
8 withdraw his plea agreement if he receives a sentence more than 135 months.

9 10 **III. 18 U.S.C. 3553(a)**

11 18 § USC 3553 sets out factors to be considered by the Court when
12 determining what sentence would be “sufficient but not greater than necessary,” to
13 comply with the purposes of the statute. While no one factor is necessarily more
14 determinative than the other, 18 § USC 3553 provides a sequential list of factors to
15 assist the sentencing Court in its analysis.

16 The District Court may not presume that the guideline range is reasonable, nor
17 should the guideline factors be given any more or less weight than any other. **United**
18 **States v. Carty**, 520 F.3d 984, 991 (9th Cir. 2008) **en banc**, citing **Rita**¹, **Gall**², and
19 **Kimbrough**¹. The guidelines are but one factor to be taken into account in arriving
20 at an appropriate sentence. **Id.**

21 **Nature of the Offense**

22 The criminal behavior to which Mr. Parra has plead guilty is described in his
23 plea agreement. Mr. Parra admits to his participation in conspiracy as set forth in the
24 plea agreement.

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29 ¹ Rita v. United States, 127 S.Ct. 2456 (2007)

30 ² Gall v. United States, 127 S.Ct. 2833 (2007)

1 **The History and Characteristics of the Defendant**

2 Jonathan Parra is a father of A.P. ho is 3 years old. The mother of A.P. is Bianca
3 Lopez who is a co-defendant in this case. Jonathan loves his son and not being in his
4 life will be one of the most difficult parts of his incarceration. Jonathan did graduate
5 from Riverview High School in Finley 2015. Jonathan reports his family were not
6 rich but they worked. In school Jonathan had trouble paying attention in class and
7 drug use in Highschool. Jonathan's smoked marijuana since the age of 13, he used
8 cocaine but cut back when his son was born. Jonathan does believe he would benefit
9 from some drug treatment while incarcerated. Physically Jonathan previously
10 suffered one crushed disc and one dislocated disc in his spine which causes him pain.
11 He takes over the counter pain relievers for the pain. His father got him a business
12 license for "Detailing" of motor vehicles. Jonathan's employment record shows his
13 ability to work and make a better life for himself and his son once he has completed
14 his sentence.
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17 **Promote Respect for the Law, Adequate Deterrence and Protection of the**
18 **Public.**

19 Jonathan Parra understands, as his criminal history increases, so does his
20 exposure to more serious legal consequences if he continues down this path. Mr.
21 Parra will have to decide to change the way he has been living his life and associate
22 with better people. Hopefully Jonathan will take advantage of the programs and
23 courses available to him in Federal Prison to give him a better opportunity to leave
24 his old life behind and become a father to A.P.
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29 ¹ Kimbrough v. United States, 128 S.Ct. 558 (2007)
30 DEFENDANT'S SENTENCING MEMORANDUM
31 Page 4

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2 **Prior Contact with the Criminal Justice System**

3 Jonathan Parra's prior contacts with the criminal justice system indicate
4 evidence of immaturity combined with a substance abuse problem. Hopefully he will
5 take advantage of the programs available to him while in prison to make a better life
6 for himself and his son upon his release.
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9 **III. Conclusion**

10 18 USC § 3553 instructs the sentencing court to impose a sentence "sufficient
11 but not greater than necessary" to comply with the purposes set forth in paragraph 2
12 of its subsection. Based upon the information provided Rolando Vargas respectfully
13 request that this Court impose a sentence of 72 months.
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17 DATED this 27 day of October, 2021.
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20 /s/ Ken Therrien
21 Ken Therrien, WSBA # 20291
22 Attorney for Jonathan Parra
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- Benjamin D. Seal, Assistant United States Attorney

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